

7-13-01

0300

Docket No. 3123-4006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): EMALFARB, et al.

Group Art Unit: TBA

Serial No.: 09/834,434

Examiner: TBA

Filed: April 13, 2001

For: HIGH-THROUGHPUT SCREENING OF EXPRESSED DNA LIBRARIES IN FILAMENTOUS FUNGI

TRANSMITTAL OF DECLARATION PURSUANT TO 37 C.F.R. §1.63

Commissioner for Patents
Washington, D.C. 20231

Sir:

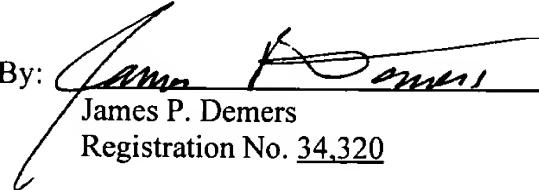
Transmitted herewith is a declaration pursuant to 37 C.F.R. §1.63 for the above-identified application.

The surcharge, pursuant to 37 C.F.R. §1.16(e), for filing a declaration on a date later than the filing date of the application is as follows:

- Filing by other than a small entity (\$130)
- Filing by a small entity (\$65)
- A check in the amount of \$65.00 to cover the surcharge fee is enclosed.
- Charge surcharge fee to Deposit Account No. 13-4500, Order No. _____. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- The Commissioner is hereby authorized to charge any additional fees which may be required for filing this paper, or credit any overpayment to Deposit Account No. 13-4500, Order No. 3123-4006. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

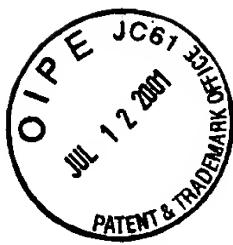
Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: JULY 12, 2001

By: 
James P. Demers
Registration No. 34,320

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.
345 Park Avenue
New York, NY 10154-0053
(212) 758-4800 Telephone
(212) 751-6849 Facsimile



7/13/01

03 60
\$

Docket No. 3123-4006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): **EMALFARB, et al.**

Group Art Unit: **TBA**

Serial No.: **09/834,434**

Examiner: **TBA**

Filed: **April 13, 2001**

For: **HIGH-THROUGHPUT SCREENING OF EXPRESSED DNA LIBRARIES IN FILAMENTOUS FUNGI**

EXPRESS MAIL CERTIFICATE

Express Mail Label No.: **EJ 606 948 823 US**

Date of Deposit: **JULY 12, 2001**

I hereby certify that the following attached paper(s) and/or fee

1. Copy of Notice To File Missing Parts of Nonprovisional Application
2. Transmittal Letter for Declarations (2), with attached check for \$65.00 (Small Entity Fee)
3. 2 Original Declarations: (1) Executed by Mark A. Emalfarb and 2) Executed by Peter J. Punt, Cornelia van Zeijl and Cornelius van den Hondel

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Jesus Raul Remedios

(Typed or printed name of person mailing paper(s) and/or fee)

(Signature of person mailing paper(s) and/or fee)

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.
345 Park Avenue
New York, NY 10154-0053
(212) 758-4800 Telephone
(212) 751-6849 Facsimile



#3

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/834,434	04/13/2001	Mark A. Emalfarb	3123-4006

CONFIRMATION NO. 5903

FORMALITIES LETTER



OC00000006196159

MORGAN & FINNEGAN, L.L.P.
345 Park Avenue
New York, NY 10154-0053

Date Mailed: 06/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/17/2001 HABDI1 00000001 09834434

FILED UNDER 37 CFR 1.53(b)

01 FC:205

65.00 0P

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

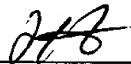
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600

- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE